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|---|-----------------------------|---------------------------------|
| Substitute for form 1449/PTO<br><br><b>INFORMATION DISCLOSURE<br/>STATEMENT BY APPLICANT</b><br><br>(Use as many sheets as necessary) | <b>Complete If Known</b>    |                                 |
|   | <b>Application Number</b>   | 09/685,449                      |
|   | <b>Filing Date</b>          | October 11, 2000                |
|   | <b>First Named Inventor</b> | Jeff Chin                       |
|   | <b>Group Art Unit</b>       | 3696                            |
|   | <b>Examiner Name</b>        | Ella Colbert                    |
| Sheet 1 of 3  |                             | Attorney Docket No: 2043.166US1 |

**US PATENT DOCUMENTS**

| Examiner Initial * | USP Document Number | Publication Date | Name of Patentee or Applicant of cited Document | Filing Date If Appropriate |
|--------------------|---------------------|------------------|---|----------------------------|
| /EC/               | US-6,032,153        | 02/29/2000       | SADIQ, WAQAR, et al.                            | 01/30/1998                 |
|                    | US-6,285,989        | 09/04/2001       | Shoham, Yoav                                    | 08/07/1998                 |
|                    | US-6,332,124        | 12/18/2001       | Loeb, Michael, et al.                           | 07/30/1999                 |
|                    | US-6,484,149        | 11/19/2002       | Jammes, Pierre J, et al.                        | 10/10/1997                 |
|                    | US-6,606,608        | 08/12/2003       | Bezos, Jeffery P.                               | 07/19/1999                 |
|                    | US-6,704,713        | 03/09/2004       | Brett, K. F                                     | 06/05/2000                 |
|                    | US-7,020,632        | 03/28/2006       | Kohls, L., et al.                               | 01/11/1999                 |
|                    | US-7,188,080        | 03/06/2007       | Walker, J. S, et al.                            | 06/29/2000                 |
|                    | US-7,188,091        | 03/06/2007       | Huelsman, David L, et al.                       | 03/20/2002                 |
|                    | US-7,249,044        | 07/24/2007       | Kumar, Sanjay, et al.                           | 10/04/2001                 |
|                    | US-7,249,055        | 07/24/2007       | Elder, R.                                       | 07/07/2000                 |
|                    | US-7,289,964        | 10/30/2007       | Bowman-Amuah, M. K                              | 08/31/1999                 |
|                    | US-7,505,932        | 03/17/2009       | Kemp, G. A, et al.                              | 02/18/2005                 |
|                    | US-7,509,283        | 03/24/2009       | Friesen, R. W, et al.                           | 05/03/2006                 |
|                    | US-7,558,752        | 07/07/2009       | Ephrati, E., et al.                             | 10/01/1999                 |
| /EC/               | US-7,587,350        | 09/08/2009       | Stewart, Robert S, et al.                       | 07/26/2001                 |

**FOREIGN PATENT DOCUMENTS**

| Examiner Initials* | Foreign Document No | Publication Date | Name of Patentee or Applicant of cited Document | T <sup>1</sup> |
|--------------------|---------------------|------------------|---|----------------|
| /EC/               | CA-2277848          | 10/01/1998       | BIGUS, JOSEPH PHILLIP, et al.                   |                |
| /EC/               | CA-2349913          | 02/17/2000       | WELLMAN, MICHAEL                                |                |
| /EC/               | CA-2377939          | 12/28/2000       | WELLMAN, MICHAEL                                |                |

**OTHER DOCUMENTS – NON PATENT LITERATURE DOCUMENTS**

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|--------------------|--|----------------|
| /EC/               | ***. Ubid.com: <a href="http://www.ubid.com/category/listing.aspx?catid=O&amp;uwb=uwb63174&amp;AID=10297033&amp;PID=799335">http://www.ubid.com/category/listing.aspx?catid=O&amp;uwb=uwb63174&amp;AID=10297033&amp;PID=799335</a> , (July 11, 2000), 1-12 Pages |                |
|                    | "Application Serial No. 09/441,388, Appeal Brief filed 01-09-06", 21 pgs   |                |
|                    | "Application Serial No. 09/441,388, Examiner's Answer mailed 04-05-06", 10 pgs   |                |
|                    | "Application Serial No. 09/441,388, Final Office Action mailed 06-23-03", 7 pgs  |                |
|                    | "Application Serial No. 09/441,388, Final Office Action mailed 12-31-02", 12 pgs   |                |
|                    | "Application Serial No. 09/441,388, Non Final Office Action mailed 03/19/09", 21 pgs   |                |
|                    | "Application Serial No. 09/441,388, Non Final Office Action mailed 06-05-02", 11 pgs   |                |
|                    | "Application Serial No. 09/441,388, Response filed 03-15-05 to Non Final Office Action mailed 07-14-04", 15 pgs  |                |
| /EC/               | "Application Serial No. 09/441,388, Response filed 05-28-03 to Final Office Action mailed 12-31-02", 7 pgs   |                |

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/Ella Colbert/

DATE CONSIDERED 01/05/2010

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|  | <b>Application Number</b>   | 09/685,449                      |
|  | <b>Filing Date</b>          | October 11, 2000                |
|  | <b>First Named Inventor</b> | Jeff Chin                       |
|  | <b>Group Art Unit</b>       | 3696                            |
|  | <b>Examiner Name</b>        | Ella Colbert                    |
| Sheet 2 of 3   |                             | Attorney Docket No: 2043.166US1 |

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|-----------------------|---|----------------|
| /EC/                  | "Application Serial No. 09/441,388, Response filed 10-07-02 to Non Final Office Action mailed 06-03-02", 7 pgs  |                |
|                       | "Application Serial No. 09/441,388, Response filed 7-20-09 to Non Final Office Action mailed 3-19-09", 21 pgs.  |                |
|                       | "Application Serial No. 09/686,073, Non-Final Office Action mailed 06-30-09", 10 Pgs  |                |
|                       | "Application Serial No. 09/686,073, Response filed 04-06-09 to Restriction Requirement mailed 03-05-09", 7 pgs  |                |
|                       | "Application Serial No. 09/686,073, Response filed 07-06-06 to Final Office Action mailed 02-06-06", 10 pgs   |                |
|                       | "Application Serial No. 09/686,073, Response filed 11-20-08 to Non Final Office Action mailed 10-21-08", 6 pgs  |                |
|                       | "Application Serial No. 09/686,073, Response filed 12-19-03 to Restriction Requirement mailed 10-03-03", 5 pgs  |                |
|                       | "Application Serial No. 09/686,073, Restriction Requirement mailed 10-03-03", 4 pgs   |                |
|                       | "Application Serial No. 10/201,586, Advisory Action mailed 07-06-09", 3 pgs   |                |
|                       | "Application Serial No. 10/201,586, Final Office Action mailed 04-29-09", 5 pgs   |                |
|                       | "Application Serial No. 10/201,586, Non Final Office Action mailed 10/15/09", 5 pgs   |                |
|                       | "Application Serial No. 10/201,586, Pre-Appeal Brief Request for Review mailed 07-29-09", 4 pgs   |                |
|                       | "Application Serial No. 10/201,586, Response filed 01-17-06 to Restriction Requirement mailed 12-15-05", 7 pgs  |                |
|                       | "Application Serial No. 10/201,586, Response filed 02-01-07 to Final Office Action mailed 11-20-06", 12 pgs   |                |
|                       | "Application Serial No. 10/201,586, Response filed 05-15-08 to Final Office Action mailed 04-15-08", 14 pgs   |                |
|                       | "Application Serial No. 10/201,586, Response filed 06-17-09 to Final Office Action mailed 04-29-09", 9 pgs  |                |
|                       | "Application Serial No. 10/201,586, Restriction Requirement mailed 12-15-05", 4 pgs   |                |
|                       | "Application Serial No. 11/027,735, Appeal Brief Filed 10-14-09", 26 pgs  |                |
|                       | "Application Serial No. 11/027,735, Final Office Action mailed 04/14/09", 13 pgs  |                |
|                       | "Application Serial No. 11/027,735, Preliminary Amendment mailed 01-26-05", 4 pgs   |                |
|                       | "Application Serial No. 11/027,735, Preliminary Amendment mailed 12-30-04", 3 pgs   |                |
|                       | "Application Serial No. 11/352,173, Non Final Office Action mailed 05/27/09", 15 pgs  |                |
|                       | "Application Serial No. 11/648,307, Non Final Office Action Mailed 08-20-09", 10 pgs  |                |
|                       | "Application Serial No. 11/648,307, Response filed 4-23-09 to final Office Action mailed 2-23-09", 9 pgs.   |                |
|                       | "Canadian Application Serial No. 2,455,639, Office Action mailed 7/20/09", 5 pgs  |                |
|                       | "Chinese Application Serial No. 02818562.5, Office Action mailed 06/19/09", 5 pgs   |                |
|                       | "European Application Serial No. 02752516.1, Office Action mailed 02/20/09", 3 pgs  |                |
| /EC/                  | ANONYMOUS, "Standard on ratio studies", Assessment Journal, (1999), 1-74  |                |

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| Examiner Initials*                                | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T <sup>1</sup> |
| /EC/  | ELLIOTT, S R, "Innovative Rate Structures for Electrical Utility peak Load Management: An Experimental Approach", <u>University of Colorado at Boulder</u> , (1990), Page 1.  |                |
|   | KETCHAM, J, et al., "A Comparison of Posted-Offer and Double-Auction Pricing Institutions", <u>The Review of Economic Studies</u> : vol. 51, No.4, (October 1984), 595-614 Pages  |                |
|   | RITTENHOUSE, R C, "Action builds on 1990 Clean Air Act compliance", <u>Power Engineering</u> v96, n5, (May 1992), 1-6 Pages   |                |
|   | TIMOTHY, S V, "A model of the Perishable Inventory System with Reference to Consumer-Realized Product Expiration", <u>The Journal of the Operational Research Society</u> ; Vol. 45, No.5, (May 1991), 519-528 Pages  |                |
| /EC/  | WILLIAM JR., P, et al., "Toy Story", <u>Barron's</u> , v79, n52, (12/27/1999), 1-4  |                |

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